IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 4390 of 2005

Between:

R. Sailu S/o late Venkataiah
R/o Chandra Nagar, Chintal, qutubullapur Municipality and Mandal Proper Ranga Reddy Dist

..... PETITIONER

AND

1 The Collector, Ranga Reddy District at Lakdikapool, Hyderabad
2 The Sub-Registrar, Sub-Registrar Office, Medchal Ranga Reddy District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of a Writ of Mandmaus declaring the action of the Respondent No.2 in not accepting the registration of document in respect of Plot No. 378 admeasuring 571.00 Sq.Yaards comprised in Survey No. 49 of Qutubullapur Village & Mandal, Ranga Reddy district covered by Agreement of Sale dated 20-12-1999 as arbitrary, illegal, and ultra vires of the Registration Act, and consequently direct the respondents herein to register the document if presented in favour of the petitioner for registration of the open Plot No. 49 situated at Qutubullapur Village & Mandal, Rang Reddy District and pass such other order or orders.

Counsel for the Petitioner: MR.A.SATYANARAYANA REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court at the admission stage made the following :

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O R D E R:

This writ petition is filed seeking a writ of Mandamus to declare the action of the second respondent in not accepting the registration of document in favour of the petitioner as arbitrary and illegal.

When the matter is taken up for consideration, the learned Government Pleader for Revenue, under instructions, states that the Government had already issued a notification dated 09-03-2005 under Section 22-A of the Registration Act, 1908 (hereinafter referred to as 'the Act') declaring the registration of the documents in respect of certain properties situated in Ranga Reddy District, including the land in question situated in Survey No.49 as opposed to public policy. In view of the same, the relief sought for in this writ petition cannot be granted.

The writ petition is accordingly dismissed. However, liberty is granted to the petitioner to challenge the said notification, if he is so advised. No costs.

(G. ROHINI, J)

Date:14-03-2005

ghn

To

1 The Collector, Ranga Reddy District at Lakdikapool, Hyderabad
2 The Sub-Registrar, Sub-Registrar Office, Medchal Ranga Reddy District

3 Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad. (O.U.T.)

4 Two CD copies.